

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KEVIN JEKEL and  
ERIN OLSOVSKY

v.

UBER TECHNOLOGIES, INC. and  
RAISER, LLC and  
KAREN LYLES

CIVIL ACTION

NO.

**NOTICE OF REMOVAL**

Defendant, Karen Lyles by and through her attorneys, Deasey, Mahoney & Valentini, LTD., hereby removes the above-captioned action, which is presently in the Court of Common Pleas of Philadelphia County, Pennsylvania at October Term 2019 No. 000170 pursuant to 28 U.S.C. §1441 et seq. and in support thereof states as follows:

1. On October 7, 2019, Plaintiffs commenced this action by filing a Writ of Summons against the Defendants in the above captioned matter in the Court of Common Pleas of Philadelphia County, Pennsylvania (“the Philadelphia County Action”).

2. Plaintiffs, Keven Jekel and Erin Olsovsky are married adult individuals residing at 2644 Collins Street, Philadelphia, Pennsylvania 19125 and are citizens of the Commonwealth of Pennsylvania.

3. Defendant, Karen Lyles is an adult individual residing at 215 Labrador Lane, Townsend, Delaware 19734 and is a citizen of the State of Delaware.

4. Defendant, Uber Technologies, Inc. is a foreign corporation formed in the Republic of California with a principle place of business in San Francisco, California and is therefore a citizen of the Republic of California.

5. Defendant, Raiser, LLC is a foreign corporation formed in the Republic of California with a principle place of business in San Francisco, California and is therefore a citizen of the Republic of California.

6. Plaintiff served the Writ of Summons upon Defendant, Karen Lyles by Certified Mail on or about October 11, 2019. A copy of Plaintiff's Affidavit of Service of Plaintiff's Writ of Summons upon Defendant, Karen Lyles by Certified Mail is attached as Exhibit "1."

7. On October 29, 2019, Defendant, Karen Lyles filed a Praecipe and Rule upon Plaintiffs, Kevin Jekel and Erin Olsovsky to file a Complaint within twenty (20) days or suffer judgment of non pros. A copy of Defendant, Karen Lyles's Praecipe for Rule to File Complaint is attached as Exhibit "2."

8. On October 29, 2019, Plaintiffs filed a Praecipe to Reissue Writ of Summons Filed. A copy of Defendant, Karen Lyles's Praecipe for Rule to File Complaint is attached as Exhibit "3."

9. On October 29, 2019, Plaintiffs Writ of Summons was reissued by the Prothonotary of the Court of Common Pleas of Philadelphia County, Pennsylvania.

10. On December 11, 2019, Plaintiffs filed their Complaint against Defendants in the Philadelphia County action. A copy of Plaintiff's Complaint is attached as Exhibit "4."

11. In their Complaint, Plaintiffs allege that on October 3, 2018, Defendant, Karen Lyles was operating a 2015 Nissan Rogue, Delaware license plate #PC126956, while transporting two passengers as a driver for Uber Technologies, Inc. and/or Raiser, LCC near the intersection of Amber Street and Lehigh Avenue in Philadelphia, Pennsylvania. *See*, Exhibit 4 at ¶ 8.

12. Plaintiffs' Complaint alleges that Defendant, Karen Lyles placed her vehicle in reverse and backed up and struck Plaintiff, Kevin Jekel. *See*, Exhibit 4 at ¶ 9.

13. Plaintiffs' Complaint alleges that Plaintiff, Kevin Jekel jumped on Defendant, Karen Lyles's hood after the alleged collision and that Defendant, Karen Lyles drove away from the scene with Plaintiff, Kevin Jekel on the hood of her vehicle. *See*, Exhibit 4 at ¶¶ 12 and 13.

14. Plaintiffs' demand judgment against the Defendants "in a sum in excess of \$50,000.00." *See*, Exhibit 4 at Count I, II and III.

15. Plaintiffs allege that as a result of the accident, Plaintiff, Kevin Jekel sustained a closed head injury. *See*, Exhibit 4 at ¶ 16.

16. Plaintiffs aver that Plaintiff, Kevin Jekel sustained a stress fracture. *See*, Exhibit 4 at ¶ 16.

17. Plaintiffs further allege that Plaintiff, Kevin Jekel suffers from radiculopathy and severe shock to his nerves and nervous system. *See*, Exhibit 4 at ¶ 16.

18. Plaintiffs claim that Plaintiff, Kevin Jekel suffered disc protrusions and herniations. *See*, Exhibit 4 at ¶ 16.

19. Plaintiffs' Complaint alleges that Plaintiff, Kevin Jekel sustained bilateral leg injuries. *See*, Exhibit 4 at ¶ 16.

20. Plaintiffs aver that Plaintiff, Kevin Jekel sustained musculoskeletal sprains and strains, and road rash abrasions and contusions, as a result of the incident. *See*, Exhibit 4 at ¶ 16.

21. Plaintiffs' Complaint states that the above mentioned injuries are severe and permanent. *See*, Exhibit 4 at ¶ 16.

22. On January 8, 2020, undersigned contacted Plaintiff's counsel in order to request a stipulation that damages in the above captioned matter do not exceed \$75,000.

23. On January 8, 2020, Plaintiff's counsel orally refused to stipulate that damages in the above captioned matter do not exceed \$75,000.

24. Based upon the damages alleged and Plaintiff's counsel's refusal to stipulate that damages do not exceed \$75,000.00, Defendant believes and avers that Mr. Jekel's damages exceed \$75,000.00.

25. This Notice is being filed within thirty days after Defendants received Plaintiffs' Complaint, and within one year of the institution of Plaintiffs' suit, in compliance with 28 U.S.C. §1446(b)(3) and (c).

26. Counsel has consulted with counsel for Co-Defendants, Uber Technologies, Inc. and Raiser, LLC and Co-Defendants consent to the removal of this matter. Email correspondence with counsel for Co-Defendants, Uber Technologies, Inc. and Raiser, LLC consenting to removal of this matter is attached as Exhibit "5."

27. As all of the parties to this action are diverse and the amount in controversy exceeds \$75,000, this Court has original jurisdiction under the provisions of 28 U.S.C. §1332 and this case may be removed to this Court by this Defendant pursuant to the of 28 U.S.C. §1441 and §1446.

**WHEREFORE**, Defendant, Karen Lyles respectfully requests that the Philadelphia County action be removed to this Honorable Court.

**JURY TRIAL IS DEMANDED**

Respectfully submitted,

**DEASEY, MAHONEY & VALENTINI, LTD.**

BY:



FRANCIS J. DEASEY, ESQUIRE  
HENRI MARCEL, ESQUIRE  
BRIAN M. PEREZ, ESQUIRE  
MATTHEW R. MELLON, ESQUIRE  
Attorneys for Answering Defendant,  
Karen Lyles

Dated: \_\_\_\_\_

1/8/2020

**DEASEY, MAHONEY & VALENTINI, LTD.**

By: FRANCIS J. DEASEY, ESQUIRE  
HENRI MARCEL, ESQUIRE  
BRIAN M. PEREZ, ESQUIRE  
MATTHEW R. MELLON, ESQUIRE  
Attorney I.D. Nos. 25699/62815/207384/323087

1601 Market Street, Suite 3400  
Philadelphia, PA 19103-2301  
(215) 587-9400 – Office  
(215) 587-9456 – Facsimile  
745.27482

*Attorneys for Answering Defendant,  
Karen Lyles*

KEVIN JEKEL and  
ERIN OLSOVSKY

v.

UBER TECHNOLOGIES, INC. and  
RAISER, LCC and  
KAREN LYLES

COURT OF COMMON PLEAS  
PHILADELPHIA, COUNTY  
OCTOBER TERM, 2019  
NO. 000170

**NOTICE TO PLAINTIFF**


TO: Joseph Monaco, Esquire  
Kane & Silverman  
2401 Pennsylvania Avenue, Suite 1A-5  
Philadelphia, PA 19130

Please take notice that Defendant, Karen Lyles has filed a Notice of Removal in the United States District Court for the Eastern District of Pennsylvania, removing this civil action now pending in the Court of Common Pleas of Philadelphia County pursuant to 28 U.S.C. §1441, et seq. Also, please take notice that Defendant has filed in the United States District Court for the Eastern District of Pennsylvania a copy of the Complaint served upon it which was filed in the Court of Common Pleas of Philadelphia County.

Copies of this Notice of Removal and Complaint are attached to this Notice and along with this Notice are being served upon you.

**DEASEY, MAHONEY & VALENTINI, LTD.**

BY

  
MATTHEW R. MELLON, ESQUIRE  
Counsel for Defendant,  
Karen Lyles

Date:

1/8/2020

**DEASEY, MAHONEY & VALENTINI, LTD.**

By: FRANCIS J. DEASEY, ESQUIRE  
HENRI MARCEL, ESQUIRE  
BRIAN M. PEREZ, ESQUIRE  
MATTHEW R. MELLON, ESQUIRE  
Attorney I.D. Nos. 25699/62815/207384/323087

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Philadelphia, PA 19103-2301  
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745.27482

*Attorneys for Answering Defendant,  
Karen Lyles*

KEVIN JEKEL and  
ERIN OLSOVSKY

v.

UBER TECHNOLOGIES, INC. and  
RAISER, LCC and  
KAREN LYLES

COURT OF COMMON PLEAS  
PHILADELPHIA, COUNTY  
OCTOBER TERM, 2019  
NO. 000170

**CERTIFICATE OF SERVICE**

I hereby certify that on January 10, 2020, a copy of the foregoing Praecept to File Notice of Removal was mailed first-class, postage prepaid, to counsel for Plaintiffs at the following address:

Joseph Monaco, Esquire  
Kane & Silverman  
2401 Pennsylvania Avenue, Suite 1A-5  
Philadelphia, PA 19130

Fred J. Lorusso, Esquire  
Goldberg Segalla  
1700 Market Street, Suite 1418  
Philadelphia, PA 19103-3907

**DEASEY, MAHONEY & VALENTINI, LTD.**

BY

  
MATTHEW R. MELLON, ESQUIRE  
Counsel for Defendant,  
Karen Lyles

**DEASEY, MAHONEY & VALENTINI, LTD.**

By: FRANCIS J. DEASEY, ESQUIRE  
HENRI MARCEL, ESQUIRE  
BRIAN M. PEREZ, ESQUIRE  
MATTHEW R. MELLON, ESQUIRE  
Attorney I.D. Nos. 25699/62815/207384/323087

1601 Market Street, Suite 3400  
Philadelphia, PA 19103-2301  
(215) 587-9400 – Office  
(215) 587-9456 – Facsimile  
745.27482

*Attorneys for Answering Defendant,  
Karen Lyles*

KEVIN JEKEL and  
ERIN OLSOVSKY

v.

UBER TECHNOLOGIES, INC. and  
RAISER, LCC and  
KAREN LYLES

COURT OF COMMON PLEAS  
PHILADELPHIA, COUNTY  
OCTOBER TERM, 2019  
NO. 000170


**PRAECIPE TO FILE NOTICE OF REMOVAL**

TO THE PROTHONOTARY:

Kindly file the attached copy of the Notice of Removal, the original of which was filed with the Clerk of the United States District Court for the Eastern District of Pennsylvania on January 10, 2020. This Notice of Removal was filed pursuant to 28 U.S.C. §1446(d).

**DEASEY, MAHONEY & VALENTINI, LTD.**

BY

  
MATTHEW R. MELLON, ESQUIRE  
Counsel for Defendant,  
Karen Lyles

Date: 1/8/2020



# EXHIBIT 1

206362

**KANE & SILVERMAN, P.C.**

By: Joseph Monaco, Esquire

Identification No.: 56123

Suite 1-A-5

2401 Pennsylvania Avenue

Philadelphia, PA 19130

(215) 232-1000

jmonaco@palegaladvice.com**Attorney for Plaintiff**Filed and Attested by the  
Office of Judicial Records  
29 OCT 2019 12:13 pm  
M. RUSSO

KEVIN JEKEL

and

ERIN OLISOVSKY

Plaintiffs

v.

UBER TECHNOLOGIES,

RAISER, LLC

and

KAREN LYLES

Defendants

**COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY****No. 191000170****AFFIDAVIT OF SERVICE KAREN LYLES**

TO THE PROTHONOTARY:

I, Joseph Monaco, Esquire, being duly sworn according to law depose and say that on October 8, 2019, I forwarded a true and correct copy of the Praecipe and Writ of Summons to Defendant, Karen Lyles, by Certified Mail with Return Receipt Requested. Said Defendant was served on or about October 11, 2019. Attached are copies of the cover letter and signed CMRRR green card.

**KANE & SILVERMAN, P.C.**Date: October 29, 2019By:                     /s/                      
Joseph Monaco, Esquire  
Attorney for Plaintiff



**KANE &  
SILVERMAN** P.C.

Joseph Monaco, Esquire  
Member of PA & NJ Bar

D 215-599-6544  
F 215-232-0181  
E JMonaco@PaLegalAdvice.com

October 8, 2019

***Via Certified Mail 7018 1830 0002 2629 6186***

***Return Receipt Requested***

**KAREN LYLES  
215 Labrador Lane  
Townsend, DE 19734**

**Re: Kevin Jekel and Erin Olsovsky v. Uber Technologies et al.  
Philadelphia County, CCP No. 1910000170  
Our File No. 206362**

**Dear Sir/Madam:**

**Please note that a Writ of Summons was filed in the Philadelphia County Court of Common Pleas being No. 191000170.**

**You have been sued in Court and if you wish to defend against the claim as set forth in the Complaint, you must take action within twenty (20) days from the date of this letter. If you fail to have a written appearance personally or by an attorney filed in writing with the Court, you may lose your money, property or other rights important to you.**

**Take the enclosed papers to your lawyer at once; if you do not have a lawyer or cannot afford one, go to or telephone your local Lawyer Reference Service.**

**If you were insured as of the date of the accident, October 3, 2018, send these papers to your liability insurance carrier so that they can enter a written appearance on your behalf.**

**Very truly yours,  
KANE & SILVERMAN, P.C.**

**By: Joseph Monaco, Esq.**

**JM/smr  
Enclosure**

**2401 Pennsylvania Avenue | Suite 1A5 | Philadelphia, PA 19130  
P 215-232-1000 | F 215-232-0181**

**www.PaLegalAdvice.com.com**

**Case ID: 19100017**

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>1. Article Addressed to:</p> <p>Complete items 1, 2, and 3.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>KAREN LYLES 215 Labrador Lane Townsend, DE 19734</p>		<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below:</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7018 1830 0002 2629 6186</p> <p>PS Form 3811, July 2015 PSN 7530-02-000-9053</p>		<p>3. Service Type</p> <p><input type="checkbox"/> Adult Signature <input type="checkbox"/> Priority Mail Express®</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Registered Mail™</p> <p><input type="checkbox"/> Certified Mail® <input type="checkbox"/> Registered Mail Restricted Delivery</p> <p><input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Signature Confirmation™</p> <p><input type="checkbox"/> Restricted Delivery</p>	

Domestic Return Receipt

# EXHIBIT 2

**DEASEY, MAHONEY & VALENTINI, LTD.**  
By: FRANCIS J. DEASEY, ESQUIRE  
Attorney I.D. No. 25699  
1601 Market Street, Suite 3400  
Philadelphia, PA 19103-2301  
(215) 587-9400 – Office  
(215) 587-9456 – Facsimile

Filed and Attested by the  
Attorneys for Defendant of Judicial Records  
Karen Lyles  
29 OCT 2019 12:15 pm  
M. RUSSO




KEVIN JEKEL and	:	COURT OF COMMON PLEAS
ERIN OLSOVSKY	:	PHILADELPHIA COUNTY
	:	
Plaintiff,	:	OCTOBER TERM, 2019
	:	
v.	:	
	:	No. 000170
	:	
UBER TECHNOLOGIES, et al.	:	
	:	
Defendants.	:	<b><u>JURY TRIAL DEMANDED</u></b>

**PRACEIPE FOR RULE TO FILE COMPLAINT**

TO THE PROTHONOTARY:

Kindly issue a Rule upon Plaintiff to file a Complaint in the above matter within thirty (30) days after the date of service of the Rule or suffer the entry of judgment of non-pros.

**DEASEY, MAHONEY & VALENTINI, LTD.**

By:   
FRANCIS J. DEASEY, ESQUIRE

**RULE TO FILE COMPLAINT**

TO: Plaintiff

You are notified that a Rule is hereby entered upon you to file a Complaint within thirty (30) days after the date of service of this Rule upon you. If you do not file a Complaint within this time, a JUDGMENT OF NON PROS will be entered against you.

Dated: \_\_\_\_\_ BY: \_\_\_\_\_  
Prothonotary

Clerk \_\_\_\_\_



**DEASEY, MAHONEY & VALENTINI, LTD.**  
By: FRANCIS J. DEASEY, ESQUIRE  
Attorney I.D. No. 25699  
1601 Market Street, Suite 3400  
Philadelphia, PA 19103-2301  
(215) 587-9400 – Office  
(215) 587-9456 – Facsimile

*Attorneys for Defendant  
Karen Lyles*

KEVIN JEKEL and  
ERIN OLSOVSKY

Plaintiff,

v.

UBER TECHNOLOGIES, et al.

Defendants.

: COURT OF COMMON PLEAS  
: PHILADELPHIA COUNTY  
:

: OCTOBER TERM, 2019  
:

: No. 000170  
:

: **JURY TRIAL DEMANDED**

**CERTIFICATE OF SERVICE**


I, Francis J. Deasey, Esquire, attorney for Defendant, Karen Lyles, hereby certify that a true and correct copy of within Praeceptum for Rule to File Complaint was served upon the following individual via U.S. First Class Mail this 29th day of October, 2019:

Joseph Monaco, Esquire  
Kane & Silverman  
2401 Pennsylvania Avenue  
Suite 1A-5  
Philadelphia PA 19130

Respectfully submitted,

**DEASEY, MAHONEY & VALENTINI, LTD.**

BY:

  
FRANCIS J. DEASEY, ESQUIRE

# EXHIBIT 3



206362

**KANE & SILVERMAN, P.C.**

By: Joseph Monaco, Esquire

Identification No.: 56123

Suite 1-A-5

2401 Pennsylvania Avenue

Philadelphia, PA 19130

(215) 232-1000

[jmonaco@palegaladvice.com](mailto:jmonaco@palegaladvice.com)

**Attorney for Plaintiff**

Filed and Attested by the

Office of Judicial Records

29 OCT 2019 12:53 pm

M. RUSSO

KEVIN JEKEL

and

ERIN OLISOVSKY

Plaintiffs

v.

UBER TECHNOLOGIES,

RAISER, LLC

and

KAREN LYLES

Defendants

**COURT OF COMMON PLEAS**

**PHILADELPHIA COUNTY**

**No. 191000170**

**PRAECIPE TO REISSUE WRIT OF SUMMONS**  
**2V MOTOR VEHICLE**

TO THE PROTHONOTARY:

Please reissue a Writ of Summons on behalf of the Plaintiffs and against the Defendants  
in the above matter.

**KANE & SILVERMAN, P.C.**

Date: October 29, 2019

By: /s/

Joseph Monaco, Esquire

Attorney for Plaintiff

Court of Common Pleas of Philadelphia County  
Trial Division**Civil Cover Sheet**

For Prothonotary Use Only (Docket Number)

**OCTOBER 2019****000170**

E-Filing Number: 1910015615

PLAINTIFF'S NAME  
KEVIN JEKELDEFENDANT'S NAME  
UBER TECHNOLOGIESPLAINTIFF'S ADDRESS  
2644 COLLINS STREET  
PHILADELPHIA PA 19125DEFENDANT'S ADDRESS  
405 HOWARD STREET  
SAN FRANCISCO CA 94105PLAINTIFF'S NAME  
ERIN OLSOVSKYDEFENDANT'S NAME  
RAISER, LLCPLAINTIFF'S ADDRESS  
2644 COLLINS STREET  
PHILADELPHIA PA 19125DEFENDANT'S ADDRESS  
1455 MARKET STREET  
SAN FRANCISCO CA 94105

PLAINTIFF'S NAME

DEFENDANT'S NAME  
KAREN LYLES

PLAINTIFF'S ADDRESS

DEFENDANT'S ADDRESS  
215 LABRADOR LANE  
TOWNSEND DE 19734

TOTAL NUMBER OF PLAINTIFFS

2

TOTAL NUMBER OF DEFENDANTS

3

COMMENCEMENT OF ACTION

☐ Complaint☐ Petition Action☐ Notice of Appeal☒ Writ of Summons☐ Transfer From Other Jurisdictions

AMOUNT IN CONTROVERSY

☐ \$50,000.00 or less☒ More than \$50,000.00

COURT PROGRAMS

☐ Arbitration☒ Jury☐ Non-Jury☐ Other:☐ Mass Tort☐ Savings Action☐ Petition☐ Commerce☐ Minor Court Appeal☐ Statutory Appeals☐ Settlement☐ Minors☐ W/D/Survival

CASE TYPE AND CODE

2V - MOTOR VEHICLE ACCIDENT

STATUTORY BASIS FOR CAUSE OF ACTION

RELATED PENDING CASES (LIST BY CASE CAPTION AND DOCKET NUMBER)

**FILED  
PRO PROTHY****OCT 07 2019****A. SILIGRINI**IS CASE SUBJECT TO  
COORDINATION ORDER?

YES

NO

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of Plaintiff/Petitioner/Appellant: KEVIN JEKEL , ERIN OLSOVSKY

Papers may be served at the address set forth below.

NAME OF PLAINTIFF'S/PETITIONER'S/APPELLANT'S ATTORNEY

JOSEPH MONACO

ADDRESS

KANE & SILVERMAN  
2401 PENNSYLVANIA AVENUE  
SUITE 1A-5  
PHILADELPHIA PA 19130

PHONE NUMBER

(215) 232-1000

FAX NUMBER

(215) 232-0181

SUPREME COURT IDENTIFICATION NO.

56123

E-MAIL ADDRESS

jmonaco@palegaladvice.com

SIGNATURE OF FILING ATTORNEY OR PARTY

JOSEPH MONACO

DATE SUBMITTED

Monday, October 07, 2019, 11:56 am

Case ID: 19100017

Filed and Attested by the  
Office of Judicial Records  
**Attorney for Plaintiff** 07 OCT 2019 11:56 am

**COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY**

**No.** 191000170

## Defendants

By: /s/  
Joseph Monaco, Esquire  
Attorney for Plaintiff

Commonwealth of Pennsylvania  
COUNTY OF PHILADELPHIA

KEVIN JEKEL and ERIN OLSOVSKY

*Plaintiff*

vs.

UBER TECHNOLOGIES et al.

*Defendant*

COURT OF COMMON PLEAS

Term, 20

No. **191000170**

To<sup>1</sup>

UBER TECHNOLOGIES,

RAISER, LLC and

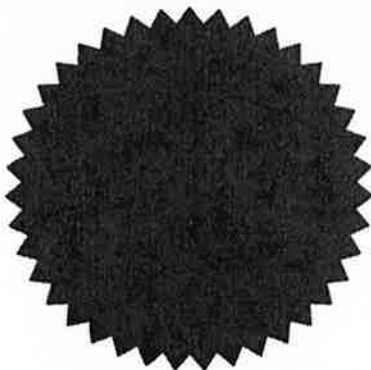
KAREN LYLES

**Writ of Summons**

You are notified that the Plaintiff<sup>2</sup>  
*Usted esta avisado que el demandante*

KEVIN JEKEL and ERIN OLSOVSKY

Has (have) commenced an action against you.  
*Ha (han) iniciado una accion en contra suya.*



ERIC FEDER  
*Director, Office of Judicial Record*

By: \_\_\_\_\_

Date: 10/07/2019



<sup>1</sup> Name(s) of Defendant(s)

<sup>2</sup> Name(s) of Plaintiff(s)

**Court of Common Pleas**

\_\_\_\_\_ Term, 20 \_\_\_\_\_

No. \_\_\_\_\_

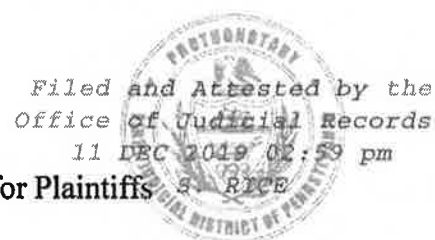
KEVIN JEKEL and ERIN OLSOVSKY  
*Plaintiff*

vs.

UBER TECHNOLOGIES et al  
*Defendant*

**SUMMONS**

# EXHIBIT 4



206362  
KANE & SILVERMAN, P.C.  
By: Joseph Monaco, Esquire  
Identification No.: 56123  
Suite 1-A-5  
2401 Pennsylvania Avenue  
Philadelphia, PA 19130  
(215) 232-1000  
[jmonaco@palegaladvice.com](mailto:jmonaco@palegaladvice.com)

KEVIN JEKEL	and	:	COURT OF COMMON PLEAS
ERIN OLSOVSKY		:	PHILADELPHIA COUNTY
	Plaintiffs	:	
v.		:	CIVIL NO. 191000170
		:	
UBER TECHNOLOGIES, INC.		:	
RAISER, LLC	and	:	
KAREN LYLES		:	
	Defendants	:	

**CIVIL ACTION**  
**2V Motor Vehicle Accident**

**NOTICE**

:

**AVISO**

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

PHILADELPHIA BAR ASSOCIATION  
LAWYER REFERRAL AND INFORMATION SERVICE  
One Reading Center  
Philadelphia, PA 19107  
(215) 238-1701

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias, de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en personal o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Se avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademias, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONAL O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

ASOCIACION DE LICENCIADOS DE FILADELFIA  
SERVICIO DE REFERENCIA E INFORMATION LEGAL  
One Reading Center  
Philadelphia, PA 19107  
(215) 238-1701



Civil Action Complaint

1. Plaintiffs Kevin Jekel and Erin Olsovsky are married adult individuals residing at 2644 Collins Street, Philadelphia, Pennsylvania 19125.

2. Defendant Uber Technologies, Inc. is an entity of unknown origin with a place of business located at 1455 Market Street, Suite 400, San Francisco, California 94105.

3. Defendant Raiser, LLC is an entity of unknown origin with a place of business located at 1455 Market Street, Suite 400, San Francisco, California 94105.

4. Defendant Karen Lyles is an adult individual residing at 215 Labrador Lane, Townsend, Delaware 19734.

5. At all times material hereto, Defendants acted and/or failed to act individually, jointly, and/or severally by and through their authorized agents, workers, employees and/or servants.

6. At all times relevant hereto, Karen Lyles was a duly authorized agent, worker, servant and/or employee of Defendants Uber Technologies, Inc. and/or Raiser, LLC and was acting within the scope and course of her employment.

7. Prior to being hired by Defendants, Uber Technologies, Inc. and/or Raiser, LLC, Defendant Karen Lyles had an unsafe and irresponsible driving history.

8. On October 3, 2018, Defendant Karen Lyles was operating a 2015 Nissan Rogue, Delaware license plate #PC126956, while transporting two passengers as a driver for Uber Technologies, Inc. and/or Raiser, LLC near the intersection of Amber Street and Lehigh Avenue in Philadelphia, Pennsylvania.



9. While stopped at a stop sign on Amber Street at the T- intersection of Lehigh Avenue and beyond the clearly marked stop line and crosswalk, Defendant Karen Lyles placed her vehicle in reverse and without looking and keeping a proper lookout, backed up and struck Plaintiff Kevin Jekel, who was stopped on his motorcycle directly behind the vehicle operated by Defendant Karen Lyles.

10. When Defendant Karen Lyles' vehicle struck the motorcycle being operating by Plaintiff, her vehicle caused damage to the motorcycle and caused the motorcycle to fall onto Plaintiff and then onto the ground.

11. While Plaintiff Kevin Jekel was attempting to gather information from Defendant and call for police assistance, Defendant Karen Lyles attempted to flee the scene of the accident by getting into the driver's seat of her vehicle, placing the vehicle in drive and beginning to drive away.

12. Plaintiff Kevin Jekel attempted to prevent Defendant Karen Lyles from driving away by holding onto her car and then fearing for his life, jumped on the hood of her car.

13. Instead of stopping and remaining at the scene of the accident as required by law, Defendant Karen Lyles drove off at a high and extremely dangerous rate of speed with Plaintiff on the hood of her car.

14. Defendant Karen Lyles drove an entire city block at a high and extremely dangerous rate of speed with Plaintiff on the hood of her vehicle before Plaintiff fell off and landed upon the ground.

15. Defendant Karen Lyles fled the scene and never returned, nor did she report the accident to law enforcement.

16. By reason of the aforesaid and as a direct result thereof, Plaintiff Kevin Jekel sustained serious, severe and permanent physical injuries in and about the person, more particularly: musculoskeletal sprains and strains, bilateral leg injuries, numerous road rash abrasions and contusions about the body, stress fracture, closed head injury, radiculopathy, disc protrusions and herniations, a severe shock to his nerves and nervous system and he was otherwise injured.

17. By reason of the aforesaid and as a direct result thereof, the Plaintiff has incurred medical expenses for the treatment of said injuries and may incur additional medical expenses into the future.

18. By reason of the aforesaid and as a direct result thereof, Plaintiff has suffered physical pain, mental anguish, loss of life's pleasures and humiliation, and may continue to suffer same for an indefinite period of time into the future.

19. By reason of the aforesaid and as a direct result thereof, the Plaintiff has been unable and/or limited in performing customary, daily physical activities, all of which may be to great financial damage and loss.

Count 1  
Plaintiff Kevin Jekel v. Defendants

20. Plaintiffs incorporate by reference the preceding paragraphs as though set fully forth herein at length.

21. The aforesaid occurrence was due entirely to the improper actions of Defendants and consists of the following:

- a. Failure to have said motor vehicle under proper and adequate control;
- b. Operating said motor vehicle at a dangerous rate of speed under the circumstances;

- c. Failure to observe surrounding traffic conditions;
- d. Fleeing the scene of an accident;
- e. Operating said vehicle with a person on the hood; and
- f. Failure to properly maintenance of said motor vehicle.

WHEREFORE, Plaintiff demands judgment against the Defendant in a sum in excess of \$50,000.00.

Count 2

Plaintiff Kevin Jekel v. Uber Technologies, Inc. and Raiser, LLC

22. Plaintiffs incorporate by reference the preceding paragraphs as though set fully forth herein at length.

23. At all times material hereto, Defendants Uber Technologies, Inc. and/or Raiser LLC held out Defendant Karen Lyles as their agent, worker, employee and/or servant by their words and conduct necessary to impose vicarious liability upon said Defendants for the aforesaid actions and inactions of Defendant Karen Lyles, while acting within the scope and course of her employment with said Defendants.

24. At all times relevant hereto, Defendants Uber Technologies, Inc. and/or Raiser LLC, upon information and belief, exercised and retained sufficient control over Defendant Karen Lyles to establish a principal-agent relationship necessary to impose vicarious liability upon said Defendants for the aforesaid actions and inactions of Defendant Karen Lyles.

25. Defendants Uber Technologies, Inc. and/or Raiser LLC failed to properly screen, investigate, hire, train, monitor and/or supervise Defendant Karen Lyles before and/or while she was entrusted with authority to operate a transportation service on their behalf upon the roadways of the Commonwealth of Pennsylvania and in doing so failed to exercise reasonable care to employ a competent and law-abiding contractor to do work that involved a risk of physical harm to other motorists and pedestrians unless the service was skillfully and carefully done or perform a duty which the Defendants owed to third persons, particularly other motorists and pedestrians on the roadway, including Plaintiff Kevin Jekel.

26. Defendants Uber Technologies, Inc. and/or Raiser LLC failed to exercise reasonable care in their hiring and retention procedures of Defendant Karen Lyles in that said Defendants knew, or by the exercise of reasonable care, should have known, of Defendant Lyles' history of unsafe and irresponsible driving behavior.

27. By reason of the aforesaid and as a direct result thereof, the Plaintiff has suffered the harm and damages herein set forth.

WHEREFORE, Plaintiff demands judgment against the Defendant in a sum in excess of \$50,000.00.

Count 3  
Plaintiff Erin Olsovsky v. Defendants

28. Plaintiffs incorporate by reference the preceding paragraphs as though set fully forth herein at length.

29. At all times material hereto, Plaintiffs have been married.

30. By reason of the aforesaid and as a direct result thereof, Plaintiff Erin Olsovsky lost in the past and will continue to lose into the future, the companionship, affection, society, comfort and services of her husband, Plaintiff Kevin Jekel.

WHEREFORE, Plaintiff demands judgment against the Defendant in a sum in excess of \$50,000.00.

KANE & SILVERMAN, PC

By: 

\_\_\_\_\_  
Joseph Monaco, Esquire  
Attorney for Plaintiff(s)

VERIFICATION

Kevin Jekel, states that he is the plaintiff in the above action and verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief. He understands that the statements therein are made subject to the penalties of 18 PA. C.S., Section 4904, relating to unsworn falsification to authorities.

Dated:

Nov 7, 2019



Kevin Jekel

I, the undersigned, being a duly qualified and licensed  
attorney at law, do hereby certify that the foregoing is a true and  
correct copy of the original as the same appears in the  
records of the court.

\_\_\_\_\_  
[Signature]

\_\_\_\_\_  
[Signature]

\_\_\_\_\_

# **EXHIBIT 5**



**Brian M. Perez**

---

**From:** Lorusso, J. Fred <florusso@goldbergsegalla.com>  
**Sent:** Wednesday, January 08, 2020 2:02 PM  
**To:** Brian M. Perez  
**Subject:** RE: Jekel/Oslovsky v. Uber et al

Hi Brian,

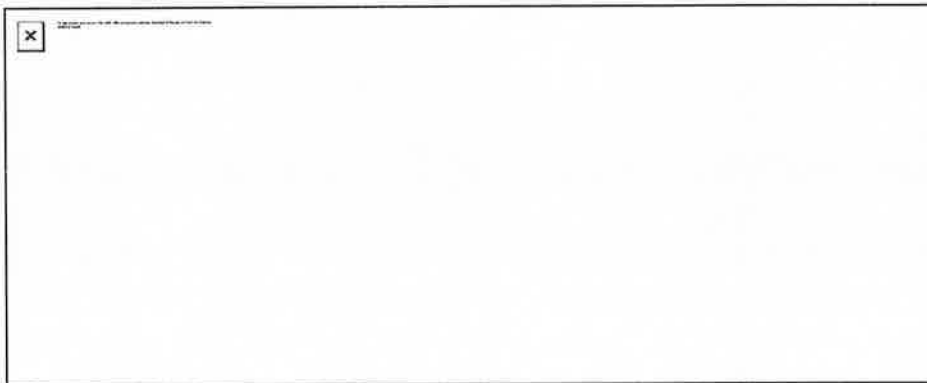
Defendants Uber Technologies, Inc. and Rasier, LLC consent to the removal. Please let me know if you need any additional information.

Thanks,

Fred

**J. Fred Lorusso, Esq. | Partner**

1700 Market Street, Suite 1418 | Philadelphia, PA 19103-3907  
MAIL PO Box 360, Buffalo, NY 14201  
DIRECT 267.519.6843 | EXT 6843 | FAX 267.519.6801 | MOBILE 267.418.6712  
[florusso@goldbergsegalla.com](mailto:florusso@goldbergsegalla.com) | [Biography](#)  
[www.goldbergsegalla.com](http://www.goldbergsegalla.com)



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**From:** Brian M. Perez <[BPerez@dmvlawfirm.com](mailto:BPerez@dmvlawfirm.com)>  
**Sent:** Wednesday, January 8, 2020 11:21 AM  
**To:** Lorusso, J. Fred <[florusso@goldbergsegalla.com](mailto:florusso@goldbergsegalla.com)>  
**Cc:** Brian M. Perez <[BPerez@dmvlawfirm.com](mailto:BPerez@dmvlawfirm.com)>  
**Subject:** Jekel/Oslovsky v. Uber et al

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Fred:

As we discussed, can you please confirm in writing by responding to this email that Uber Technologies, Inc., and Raiser, LLC consent to removing the matter to the Eastern District of PA.

Thank you

Brian

Brian Perez, Esquire



1601 Market Street, Suite 3400  
Philadelphia, PA 19103-2301

☎ 215.587.9400 Ext. 1139

☎ 215.587.9456

✉ [BPerez@DMVlawfirm.com](mailto:BPerez@DMVlawfirm.com)

🌐 [www.DMVlawfirm.com](http://www.DMVlawfirm.com)

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**I. (a) PLAINTIFFS**

Kevin J. Lyles and Erin Olsovsky

(b) County of Residence of First Listed Plaintiff Philadelphia  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)  
Joseph Monaco, Esquire  
Kane & Silverman, P.C., Ste. 1-A-5, 2401 Pennsylvania Ave  
Phila., PA 19130 (215) 232-1000

**DEFENDANTS**  
Uber Technologies, Inc.  
Raiser, LLC  
Karen Lyles

County of Residence of First Listed Defendant San Francisco, CA  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

Attorneys (If Known)  
Brian M. Perez, Esquire  
Deasey Mahoney & Valentini Ltd., 1601 MARKET., Ste. 3400  
Philadelphia, PA 19103-2301 (215) 587-9400

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff  
☒ 2 U.S. Government Defendant  
☒ 3 Federal Question (U.S. Government Not a Party)  
☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff, and One Box for Defendant)

- |   | PTF                                   | DEF                                   |   | PTF                        | DEF                        |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1            | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3            | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input checked="" type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice <b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer w/Disabilities - Employment <input type="checkbox"/> 446 Amer w/Disabilities - Other <input type="checkbox"/> 448 Education <b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	

**V. ORIGIN** (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding  
☒ 2 Removed from State Court  
☐ 3 Remanded from Appellate Court  
☐ 4 Reinstated or Reopened  
☐ 5 Transferred from Another District (specify)  
☐ 6 Multidistrict Litigation - Transfer  
☐ 8 Multidistrict Litigation - Direct File

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity)  
28 U.S.C. 1441

**VI. CAUSE OF ACTION**

Brief description of cause  
Motor Vehicle Accident

**VII. REQUESTED IN COMPLAINT:**

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.  
DEMAND \$ IN EXCESS OF \$50,000.00  
CHECK YES only if demanded in complaint  
JURY DEMAND: ☒ Yes ☐ No

**VIII. RELATED CASE(S) IF ANY**

(See instructions)

JUDGE

DOCKET NUMBER

JAN - 8 2020

DATE 1/8/2020 SIGNATURE OF ATTORNEY OF RECORD [Signature]

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_ APPLYING IFP \_\_\_\_\_ JUDGE \_\_\_\_\_ MAG JUDGE \_\_\_\_\_

AB

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

20

1514

## DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: 2644 Collins Street, Philadelphia, PA 19125

Address of Defendant: 215 Labrador Lane, Townsend, DE 94105

Place of Accident, Incident or Transaction: Philadelphia, PA

## RELATED CASE, IF ANY:

Case Number: \_\_\_\_\_ Judge: \_\_\_\_\_ Date Terminated: \_\_\_\_\_

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- |   |   |                              |  |
|---|---|------------------------------|--|
| 1 | Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2 | Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?            | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3 | Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4 | Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☒ is not related to any case now pending or within one year previously terminated action in this court except as noted above.DATE 01/08/2020

207384

*Attorney-at-Law / Pro Se Plaintiff**Attorney I.D. # (if applicable)*

## CIVIL: (Place a ✓ in one category only)

## A. Federal Question Cases:

- ☐ 1 Indemnity Contract, Marine Contract, and All Other Contracts
- ☐ 2 FELA
- ☐ 3 Jones Act-Personal Injury
- ☐ 4 Antitrust
- ☐ 5 Patent
- ☐ 6 Labor-Management Relations
- ☐ 7 Civil Rights
- ☐ 8 Habeas Corpus
- ☐ 9 Securities Act(s) Cases
- ☐ 10 Social Security Review Cases
- ☐ 11 All other Federal Question Cases  
(Please specify) \_\_\_\_\_

## B. Diversity Jurisdiction Cases:

- ☒ 1 Insurance Contract and Other Contracts
- ☐ 2 Airplane Personal Injury
- ☐ 3 Assault, Defamation
- ☐ 4 Marine Personal Injury
- ☐ 5 Motor Vehicle Personal Injury
- ☐ 6 Other Personal Injury (Please specify) \_\_\_\_\_
- ☐ 7 Products Liability
- ☐ 8 Products Liability - Asbestos
- ☐ 9 All other Diversity Cases  
(Please specify) \_\_\_\_\_

## ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, Brian M. Perez

counsel of record or pro se plaintiff, do hereby certify:



Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs



Relief other than monetary damages is sought.

DATE 01/08/2020

207384

*Attorney-at-Law / Pro Se Plaintiff**Attorney I.D. # (if applicable)*

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

FJAN - 8 2020



AB

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**CASE MANAGEMENT TRACK DESIGNATION FORM**

Kevin Jekel and Erin Olsovsky

CIVIL ACTION

v.  
Uber Technologies, Inc.  
Raiser, LLC  
Karen Lyles

**20      151**  
NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

**SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:**


- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ( )
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ( )
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. (X)
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ( )
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ( )
- (f) Standard Management – Cases that do not fall into any one of the other tracks. ( )

01/08/2020

Date

(215) 587-9400

Telephone

  
Attorney-at-law

(215) 597-9456

FAX Number

Karen Lyles

Attorney for

BPerez@DMVLAWFIRM.COM

E-Mail Address

JAN - 8 2020